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ELECTRONICALLY FILED
DOC #: _____
DATE FILED: 10/25/2020

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

NEW YORK BAY CAPITAL, LLC,

Plaintiff,

-V -

COBALT HOLDINGS, INC.,

Defendant.

1:19-cv-03618-GHW

ORDER

GREGORY H. WOODS, United States District Judge:

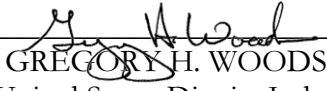
A bench trial in this case will begin on **Monday, June 14, 2021 at 9:00 a.m.** The parties are directed to submit the pretrial materials outlined in the Court’s Individual Rule 5 no later than **April 5, 2021**. Additionally, by the same date, the parties are directed to submit to the Court affidavits constituting the direct testimony of each trial witness, except for testimony of an adverse party, a person whose attendance must be compelled by subpoena, or a person for whom a party has requested and the Court has agreed to hear direct testimony during the trial. Three business days after submission of such affidavits, counsel for each party should submit a list of all affiants whom he or she intends to cross-examine at the trial. The original affidavits will be marked as exhibits at trial.

Any motions *in limine* must also be filed no later than **April 5, 2021**. As outlined in the Court’s Individual Rule 5(B)(i), if any motions *in limine* are filed, opposition papers are due no later than seven days after the date of service of the motion. Reply papers, if any, are due no later than four days after the date of service of the opposition. Courtesy copies of motions *in limine* should be submitted when the motions are fully briefed; courtesy copies of all other trial materials are due when filed.

The Court will hold a final pretrial conference on **May 18, 2021 at 3 p.m.** to discuss the parties' pretrial submissions and, if necessary, to hear oral argument and potentially rule on any motions *in limine*. The final pretrial conference will take place via teleconference. The parties are directed to the Court's Emergency Rules in Light of COVID-19, which are available on the Court's website, for the dial-in number and other relevant instructions. The parties are specifically directed to comply with Rule 2(C) of the Court's Emergency Rules. Unless otherwise ordered by the Court, the trial will take place in Courtroom 12C of the United States District Court for the Southern District of New York, Daniel Patrick Moynihan U.S. Courthouse at 500 Pearl Street, New York, New York, 10007.

SO ORDERED.

Dated: October 25, 2020
New York, New York



GREGORY H. WOODS
United States District Judge